

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
ELECTRONICALLY FILED  
DOC #  
DATE FILED: 14 MAY 2010

KYOCERA WIRELESS CORP., a Delaware Company,  
Plaintiff,

vs.

DIGITAL TECHNOLOGY LICENSING LLC, a New York  
Company,

Defendant.

DIGITAL TECHNOLOGY LICENSING LLC,

Third-Party Plaintiff,

vs.

CELLCO PARTNERSHIP d/b/a VERIZON WIRELESS,  
SPRINT NEXTEL CORPORATION, SANYO  
TELECOMMUNICATIONS, INC.,  
ALASKA COMMUNICATIONS SYSTEMS (ACS  
ALASKA), ALASKA DIGITEL, LLC, APPALACHIAN  
WIRELESS, BLUE GRASS WIRELESS, CAROLINA  
WEST WIRELESS, CELLCOM, CELLULAR SOUTH,  
CHAT MOBILITY, COPPER VALLEY WIRELESS,  
CRICKET, ETEX CELLULAR SERVICE, FARMERS  
MUTUAL TELEPHONE CO., GOLDEN STATE  
CELLULAR, HARGRAY WIRELESS, ILLINOIS VALLEY  
CELLULAR, INLAND CELLULAR, IT&E WIRELESS,  
KAJEET MOBILE, LEACO, LIBERTY WIRELESS,  
METROPCS COMMUNICATIONS, INC., MID-RIVERS  
TELEPHONE COOPERATIVE, INC., MOBI PCS,  
MOHAVE WIRELESS, MTA WIRELESS, NEX-TECH  
WIRELESS, NTCH, INC. d/b/a CLEAR TALK,  
PANHANDLE TELEPHONE COOPERATIVE, INC.,  
PEOPLES COMMUNICATION (PEOPLES TELEPHONE  
COOPERATIVE, INC.), PIONEER CELLULAR, POCKET  
COMMUNICATIONS, REVOL, SILVER STAR  
TELEPHONE, SKT WIRELESS, LLC, SOUTH CENTRAL  
COMMUNICATIONS, INC., SRT COMMUNICATIONS,  
SYRINGA WIRELESS, THUMB CELLULAR, TRACFONE  
WIRELESS, and U.S. CELLULAR,

Third-Party Defendants.

**STIPULATED DISMISSAL OF DTL'S CLAIMS AGAINST  
LEACO RURAL TELEPHONE COOPERATIVE, INC. AND  
CELLCO PARTNERSHIP d/b/a VERIZON WIRELESS**

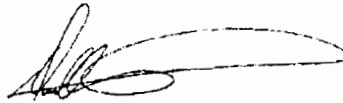
IT IS HEREBY STIPULATED, pursuant to Fed. R. Civ. P. 41(a), by all parties having appeared in this action, by and through their respective counsel of record herein, that third-party plaintiff Digital Technology Licensing LLC ("DTL"), dismisses its claims set forth in its third-party claim against the following parties WITH PREJUDICE, and each party shall bear its own costs and attorneys' fees:

1. Leaco Rural Telephone Cooperative, Inc.; and
2. Cellco Partnership d/b/a Verizon Wireless;

DTL reserves its rights to pursue its claims against any party not previously dismissed or expressly dismissed herein.

IT IS SO STIPULATED, THROUGH COUNSEL OF ALL PARTIES THAT  
HAVE ENTERED AN APPEARANCE.

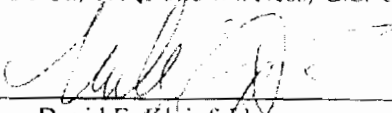
LERNER, DAVID, LITTENBERG,  
KRUMHOLZ & MENTLIK, LLP  
*Attorneys for Defendant/Third-Party Plaintiff*  
*Digital Technology Licensing LLC*



Dated: 5/10/10

By: \_\_\_\_\_  
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FOLEY & LARDNER LLP  
*Attorneys for Kyocera Wireless Corp., Cricket,*  
*Metro PCS, TracFone Wireless, U.S. Cellular*



Dated: 5/10/10

By: \_\_\_\_\_  
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HOWREY LLP  
*Attorneys for Cellco Partnership d/b/a Verizon*  
*Wireless*

Dated: \_\_\_\_\_

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Thomas M. Dunham  
Tel: 202.783.0800  
E-mail: dunhamt@howrey.com

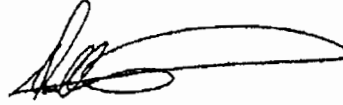
JONES DAY  
*Attorneys for Sprint Nextel Corporation*

Dated: \_\_\_\_\_

By: \_\_\_\_\_  
Mark V. Campagna  
Tel: 212.326.3904  
E-mail: mcampagna@jonesday.com

IT IS SO STIPULATED, THROUGH COUNSEL OF ALL PARTIES THAT  
HAVE ENTERED AN APPEARANCE.

LERNER, DAVID, LITTENBERG,  
KRUMHOLZ & MENTLIK, LLP  
*Attorneys for Defendant/Third-Party Plaintiff  
Digital Technology Licensing LLC*



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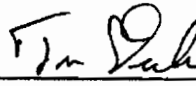
FOLEY & LARDNER LLP  
*Attorneys for Kyocera Wireless Corp., Cricket,  
Metro PCS, TracFone Wireless, U.S. Cellular*

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By: \_\_\_\_\_  
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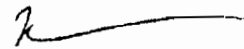
HOWREY LLP  
*Attorneys for Cellco Partnership d/b/a Verizon  
Wireless*

Dated: 5-11-2010

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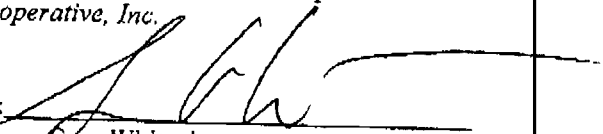
JONES DAY  
*Attorneys for Sprint Nextel Corporation*

Dated: 5-10-10

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Dated: 5/10/2010

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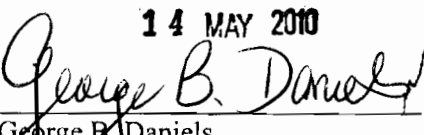
**[Proposed] ORDER**

In accordance with the foregoing Stipulation of the parties, which is incorporated herein by reference, and with good cause appearing therefore,

IT IS HEREBY ORDERED that the claims set forth in DTL's third-party complaint against Leaco Rural Telephone Cooperative, Inc. and Cellco Partnership d/b/a Verizon Wireless is dismissed WITH PREJUDICE, and each party shall bear its own costs and attorneys' fees.

**SO ORDERED:**

Dated: 14 MAY 2010

14 MAY 2010  
  
George B. Daniels  
United States District Judge  
HON. GEORGE B. DANIELS